

The City Council of the City of Mattoon held a special meeting in the City Hall Council Chambers on November 22, 2011.

Mayor Gover presided and called the meeting to order at 8:09 a.m.

Mayor Gover led the pledge of allegiance.

Physically present were: Commissioner Bob Becker, Commissioner Randy Ervin, Commissioner Rick Hall and Mayor Tim Gover. Commissioner Chris Rankin was absent.

Also physically present were: Attorney & Treasurer J. Preston Owen, Community Development Coordinator Kyle Gill, Public Works Director Dean Barber, and City Clerk Susan O'Brien.

Mayor Gover seconded by Commissioner Hall moved to permit electronic attendance of Commissioner Rankin due to employment purposes.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, Absent Commissioner Rankin, YEA Mayor Gover.

Commissioner Rankin attended presently by means of audio conference at 8:11 a.m.

#### NEW BUSINESS

Mayor Gover seconded by Commissioner Hall moved to adopt Special Ordinance 2011-1464, approving placement of the annual property and casualty insurance and workers compensation coverage for a term beginning December 1, 2011; and authorizing the Mayor to sign all documents.

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### **CITY OF MATTOON, ILLINOIS SPECIAL ORDINANCE NO. 2011-1464**

#### **AN ORDINANCE AUTHORIZING PLACEMENT OF THE CITY'S PROPERTY & CASUALTY, AND WORKERS COMPENSATION INSURANCE COVERAGE**

**WHEREAS**, Arthur Gallagher Risk Management Services, Inc., the City's broker of record, solicited proposals from insurance companies that underwrite property, casualty and workers compensation insurance for municipal government exposures; and

**WHEREAS**, the combination of proposals received from Argonaut Insurance Company for Property, General Liability, Auto Liability, Auto Physical Damage, Excess Liability, Law Enforcement Liability, Public Officials Liability, Employment Practices Liability, with Federal Indemnity Insurance Company for Commercial Crime and Fiduciary Liability, with Philadelphia Indemnity Company for Lawyers E&O, with American Bankers Insurance Company of Florida for Flood Insurance, National Union Fire Insurance Company for Volunteers AD&D, and with Illinois Public Risk Fund for Workers Compensation. These proposals have been determined to be the most cost effective and secure solutions for managing the City's property & casualty and workers compensation exposures; and

**WHEREAS**, the proposals contained two options: Option #1 contained no deductible and Option #2 included a \$5,000/occurrence deductible; and

**WHEREAS**, the most beneficial option for the City is to accept Option #1 with no deductible.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Mattoon as follows:

**Section 1.** The Mayor, City Clerk and Arthur Gallagher Risk Management Services, Inc. are hereby authorized to take such administrative action necessary to bind the City of Mattoon's coverages with Argonaut Insurance Company for Property, General Liability, Auto Liability, Auto Physical Damage, Excess Liability, Law Enforcement Liability, Public Officials

Liability, Employment Practices Liability, with Federal Indemnity Insurance Company for Commercial Crime and Fiduciary Liability, with Philadelphia Indemnity Company for Lawyers E&O, with American Bankers Insurance Company of Florida for Flood Insurance, National Union Fire Insurance Company for Volunteers AD&D, and with Illinois Public Risk Fund for Workers Compensation for the policy year beginning December 1, 2011 and ending December 1, 2012 pursuant to the Option #1 proposal which is attached hereto and incorporated herein by reference.

**Section 2** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 3** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor Gover, seconded by Commissioner Hall, adopted this 22nd day of November, 2011, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,  
Commissioner Hall, Commissioner Rankin,  
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 22nd day of November, 2011.

/s/ Tim Gover  
Tim Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 22, 2011.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Mayor Gover stated there was a question with regard to Special Ordinance 2011-1465 due to Mr. Kroening's buying the property on contract. Mr. Kroening noted the property at 1624 Broadway was owned by David Young. Mayor Gover noted TIF funds were to be issued to property owners. Attorney & Treasurer Owen suggested having the owner sign on the agreement as well as Mr. Kroening. Mayor Gover suggested consideration of the agreement on December 6<sup>th</sup> and have Mr. Young sign the agreement. Council discussed the situation and increased the amount from \$70,000 to \$80,000.

Commissioner Ervin seconded by Commissioner Hall moved to accept the recommendations of the TIF Review Committee for the following project: The Downtown Diner at 1626 Broadway in the amount not to exceed \$80,000 or \$8,000 per year for 10 years.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Special Ordinance 2011-1465 was not considered.

Mayor Gover opened the floor for public comments.

Mr. Kroening questioned waiting to begin repairs until the 6<sup>th</sup> due to security issues and inquired when he could start without jeopardizing the TIF funds. Attorney & Treasurer Owen stated Mr. Kroening could start since the Council passed the previous motion.

Commissioner Hall seconded by Commissioner Ervin moved to adjourned at 8:15 a.m.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

/s/ Susan J. O'Brien  
City Clerk